

TRANSMITTAL FORM

FEB 10 2003

(to be used for all correspondence after initial filing)

Total Number of Pages in This
Submission

5*

Application Number 10/010,894

Filing Date 11/08/2001

First Named Inventor Basil et al.

Group / Art Unit 2611

Examiner Name Faile, Andrew

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FEB 12 2003

2611 47
NY
2/19/03

Technology Center 2600

ENCLOSURES (check all that apply)

 Fee Transmittal Form Fee Attached Amendment / Response After Final Affidavits/declaration(s) Extension of Time Request Express Abandonment Request Information Disclosure Statement Certified Copy of Priority
Document(s) Response to Missing Parts/
Incomplete Application Response to Missing
Parts under 37 CFR
1.52 or 1.53 Assignment Papers
(for an Application) Drawing(s) Licensing-related Papers Petition Routing Slip (PTO/SB/69)
and Accompanying Petition Petition to Convert to a
Provisional Application Power of Attorney, Revocation
Change of Correspondence
Address Terminal Disclaimer Small Entity Statement Request for Refund After Allowance Communication
to Group Appeal Communication to Board
of Appeals and Interferences Appeal Communication to
Group
(Appeal Notice, Brief, Reply Brief) Proprietary Information Status Letter Additional Enclosure(s)
(please identify below):

* Number pages cited
references not included
PTO SB08A and SB08B
Cited references
Return Receipt Postcard

Remarks

PROPRIETARY
FEB 14 2003

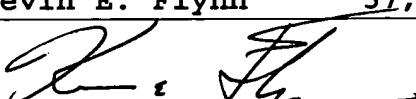
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name

Kevin E. Flynn

37,325

Signature



Date

02/05/2003

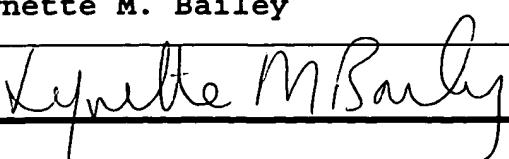
CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope
addressed to: Assistant Commissioner for Patents, Washington, D.C. 20231 on this date:

Typed or printed name

Lynette M. Bailey

Signature



Date

02/05/2003



PATENTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Basil et al.	Attorney Docket:	0960-021
Serial No:	10/010,894	Examiner:	Faile, Andrew
Filed:	11/08/2001	Art Unit:	2611

TITLE:
**CAPACITY SCALING AND FUNCTIONAL ELEMENT REDISTRIBUTION WITHIN
AN IN-BUILDING COAX CABLE INTERNET ACCESS SYSTEM**

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SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

FEB 12 2003

Assistant Commissioner for Patents
Washington D.C. 20231

Technology Center 2600

Transmitted herewith are Forms PTO/SB/08A and PTO/SB/08B providing material that may be relevant to the subject application. It is respectfully requested that these documents be considered by the Examiner and an initialed copy of the form be returned to the undersigned. It is believed that this disclosure complies with the requirements of 37 CFR §§ 1.56, 1.97 and 1.98 and the MPEP § 609. If for some reason the Examiner considers otherwise, it is respectfully requested that the undersigned be called so that any deficiencies can be remedied.

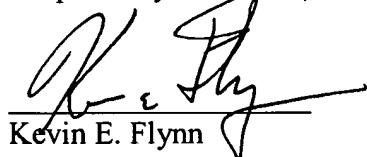
Submission of these documents is consistent with the broadest interpretation of the duty of disclosure. In accordance with the rule for patent prosecution, such a submission is not to be construed as an admission that the information cited in the Supplemental Information Disclosure Statement is, or is considered to be, material to patentability as defined in §1.56. Assignee, coaXmedia, Inc. respectfully reserves the right to challenge a conclusion that any of the submitted material represents information constituting prior art to the present application or that the information that applicant has located would be of the type used by one of ordinary skill in the art in solving the problems addressed in the present application. The submission of these materials is consistent with the duty of disclosure and should not be interpreted as an indication that Assignee has made a prior art search such that the Examiner should not undertake to conduct an independent prior art search.

Assignee submits material that is listed in an International Search Report for a corresponding PCT application. A copy of the Search Report is provided for the convenience of the Examiner. Assignee notes that the Search report asserts that all pending claims are obvious in light of two pieces of "Y" art. Assignee does not accept this preliminary conclusion and invites the Examiner to consider the substantial differences between the cited art and the pending claims.

For the convenience of the Examiner, Assignee submits U.S. Patent No. 5,787,483, a corresponding U.S patent to EP0765061 cited as "Y" art.

Dated: February 5, 2003

Respectfully submitted,

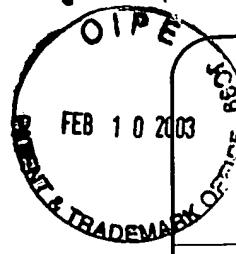


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Enclosures

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Substitute for form 1449A/PTO

FEB 10 2013

INFORMATION DISCLOSURE STATEMENT BY APPLICANT

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Complete if Known

Application	10/010,894
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First Named	Basil et al.
Group Art Unit	2611
Examiner Name	Faile, Andrew
Attorney Docket	0960-021

U.S. PATENT DOCUMENTS

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FOREIGN PATENT DOCUMENTS

Examiner
Signature

Date
Considered



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1 of 1

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Attorney Docket	0960-021

Examiner Signature		Date Considered	
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*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

¹ Unique citation designation number. ² Applicant is to place a check mark here if English language Translation is attached.